

2-22. Administrative Compliance Orders and Notices of Violation (1200 TN 350)**1. AUTHORITY.** Pursuant to Section 309(a) of the Clean Water Act, as amended, (CWA):

- a. To make findings of violations;
- b. To issue and serve notices of violation;
- c. To issue and obtain service of administrative compliance orders;
- d. To send copies of any order issued to appropriate States; and
- e. To confer with persons to whom an order is issued.

2. TO WHOM DELEGATED.

- a. All authorities are delegated to the Director, Enforcement and Compliance and Assurance Division (ECAD).
- b. The authority in 1.e. is delegated to the staff of ECAD.

3. LIMITATIONS. None.**4. REDELEGATION AUTHORITY.**

- a. This authority may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES.

- a. Section 309 of the CWA, 33 U.S.C. § 1319.
- b. 40 C.F.R. §§ 122-125.
- c. Delegations Manual, CWA, EPA Delegation 2-22. Administrative Compliance Orders and Notices of Violation, 1200 TN 350 (May 11, 1994).

2-22. Administrative Compliance Orders and Notices of Violation (continued)

6. SUPERSESSION. Delegations Manual, CWA, Regional Delegation 2-22. Administrative Compliance Orders and Notices of Violation, 1200 TN RIII 164 (September 1, 2005).

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Cosmo Servidio
Regional Administrator